



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 1
5 POST OFFICE SQUARE SUITE 100 OES 05-1 BOSTON, MA 02109-3912

Urgent Matter - Prompt Reply Necessary
Certified Mail - Return Receipt Required

JUN 24 2014

ATTN: Gino Whooley, President
Refrigeration Engineering & Contracting Co., Inc.
22 Sixth Road
Woburn, MA 01801

Re: Request for Information Issued Pursuant to Section 114(a)(1) of the Clean Air Act (CAA), 42 U.S.C. § 7414(a)(1)

Dear Mr. Whooley:

On August 8, 2013, representatives from the United States Environmental Protection Agency (EPA) conducted an investigation of Pawtucket Power, located at 181 Concord Street Pawtucket, RI 02860. The purpose of this investigation was, in part, to determine Pawtucket Power's compliance status with Section 112(r) of the amended Clean Air Act (CAA), 42 U.S.C. § 7412(r), and implementing regulations set forth at 40 C.F.R. Part 68. CAA Section 112(r) and its implementing regulations mandate a federal focus on the prevention of chemical accidents. The objective of Section 112(r) is to prevent accidental releases of substances that can cause serious harm to public health and the environment. Under these requirements, industry has the obligation to prevent and mitigate chemical releases by (1) identifying hazards that might result in such releases, using appropriate hazard assessment techniques; (2) designing and maintaining a safe facility; and (3) minimizing the consequences of releases that do occur.

Section 114(a)(1) of the CAA, 42 U.S.C. § 7414(a)(1), gives EPA the authority to require a company to submit such information as EPA may reasonably require to determine its compliance with the CAA. Section 114(a)(1) also authorizes EPA to obtain such information from anyone else who might have it such as a contractor. To enable EPA to determine the compliance status of Pawtucket Power, Refrigeration Engineering & Contracting Co., Inc. ("RECCO") is required to respond to the enclosed list of questions (Attachment 2) within twenty one (21) calendar days of receipt of this letter.

Compliance with this Information Request is mandatory. Failure to respond fully and truthfully, or to adequately justify any failure to respond, within twenty one (21) days of receipt of this letter can result in an enforcement action against RECCO by EPA pursuant to Section 113 of the CAA, 42 U.S.C. § 7413. This statute permits EPA to seek the imposition of penalties. This reporting requirement is not subject to Office of Management and Budget review under the Paperwork Reduction Act. Please be further advised that provision of false, fictitious, or fraudulent statements or representations may subject you to criminal penalties.

You may, if you desire, assert a business confidentiality claim covering part or all of the information requested, in the manner described by 40 C.F.R. § 2.203(b). You should read the above-cited regulations carefully before asserting a business confidentiality claim, since certain categories of information are not properly the subject of such a claim. If no such claim accompanies the information when it is received by EPA, the information may be made available to the public by EPA without further notice to you.

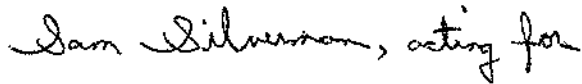
You are required to submit the above-referenced information to:

Jim Gaffey, RCRA, EPCRA and Federal Programs Unit
Office of Environmental Stewardship (Mail Code OES 05-1)
U. S. Environmental Protection Agency, Region I
5 Post Office Square, Suite 100
Boston, Massachusetts 02109-3912

As part of your response, please complete the enclosed declaration (Attachment 1) and provide a cover letter carefully specifying what documentation is included to answer each question.

If you have any questions with regard to this Information Request, please contact Mr. Jim Gaffey of my staff at (617) 918-1753.

Sincerely,



Susan Studlien, Director
Office of Environmental Stewardship

Enclosures

cc: Jim Gaffey, EPA

ATTACHMENT 1

Instructions: Complete and include this Declaration with your response.

DECLARATION

I declare under penalty of perjury that I am

the _____ of _____,
[Title] [Name of Company]

that I am authorized to respond on behalf of

_____ and that the foregoing is a
[Name of Company]

complete, true, and correct response.

Executed on _____
[Date]

[Signature]

[Type Name and Title]

ATTACHMENT 2

Guidance on How to Respond. You must submit all responsive documents. Please respond separately to each of the questions, referencing each question by number in your answer. The response must include copies of all records and information which you reference in your response or which you feel are relevant to the information being requested. "Records" and "information" and "document" means the original or an identical and readable copy thereof, and all non-identical copies (whether different from the original by reason of notation made on such copies or otherwise), of any writings or records (**including electronic records**) of any type or description, however created, produced or reproduced.

As part of your response, please complete the enclosed declaration (Attachment 1) and provide a cover letter carefully specifying what documentation is included to answer each question. (If documents requested in response to one item duplicate those requested by another question, submit only one copy of the documentation.) Your submission must be a self-explanatory, complete response that is dated and signed by an authorized facility official.

Continuing Obligation to Provide/Correct Information. If additional information or documents responsive to these questions become known or available after answering this request, including, but not limited to, specific information that may be deemed *unknown* at the time of your response, EPA hereby requests, pursuant to Section 114(a)(1) of the CAA, 42 U.S.C. § 7414(a)(1), that you supplement your response to EPA within ten (10) days of discovering such information. If at any time after the submission of this response, you discover or believe that any portion of the submitted information is incomplete or misrepresents the truth, notify Jim Gaffey of this fact as soon as possible and provide EPA with a corrected response.

For the period from April 1, 2010 to the present, provide a separate numbered response to each numbered paragraph or subparagraph below. **To the extent that you believe that you have answered a question in another section, please refer to the section and answer you have provided. If the answer to any of the questions below is contained in Pawtucket Power's Risk Management Plan (RMP), you may provide a copy of the plan and refer to the appropriate section in lieu of answering the question, provided that the RMP reference is accurate and fully answers the question posed.**

1. Provide a copy of the contract(s) and/or job orders that existed between Pawtucket Power and RECCO for the 181 Concord Street Pawtucket, RI facility.
2. Provide copies of all service work orders, inspection records, maintenance, testing and calibration records and/or logs for all work performed at the 181 Concord Street Pawtucket, RI facility by RECCO employees and/or subcontractor.
3. Provide welded certification records for any RECCO employees and/or subcontractor who has performed welding on the anhydrous ammonia system at the 181 Concord Street Pawtucket, RI facility. Identify the date associated with each welding project performed at the facility.
4. Provide a comprehensive list, schematic and/or marked-up P&ID that documents the inspection and maintenance work performed by any RECCO employee and/or subcontractor on the ammonia chiller system. Include a listing of all valves, piping and insulation that were replaced as well as the dates this work took place.
5. Provide a list of process items that were included in a maintenance, cleaning and testing and/or replacement schedule based upon inspection, maintenance, testing and/or operating activities performed by a RECCO employee and/or subcontractor on the ammonia chiller system in calendar years 2012 and 2013.
6. Provide technical justification records along with corresponding field notes generated by any RECCO employee and/or subcontractor for not having replaced and/or cleaned and tested badly rusted valves and piping prior to operating the ammonia chiller system in August 2013.